

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF VIRGINIA  
Richmond Division

In re:	)	
	)	
CIRCUIT CITY STORES, INC., et al.,	)	Case No. 08-35653-KRH
	)	Chapter 11
Debtors.	)	(Jointly Administered)

**NOTICE OF MOTION AND HEARING**

**PLEASE TAKE NOTICE** that M & M Berman Enterprises ("Movant"), by counsel, has filed a Motion of M & M Berman Enterprises for Allowance and Payment of Administrative Expenses (the "Motion"). A copy of the Motion has been previously provided to you and/or is available from the undersigned.

**Your rights may be affected. You should read these papers carefully and discuss them with your attorney, if you have one in this bankruptcy case. (If you do not have an attorney, you may wish to consult one.)**

If you do not want the Court to grant the relief sought in the Motion, or if you want the Court to consider your views on the Motion, then by July 2, 2009, you or your attorney must:

1. File with the Court, at the address shown below, a written response pursuant to Local Bankruptcy Rule 9013-1(H). If you mail your written response to the Court for filing, you must mail it early enough so the Court will **receive** it on or before **July 2, 2009**.

William C. Redden, Clerk  
United States Bankruptcy Court  
701 East Broad Street, Suite 4000  
Richmond, VA 23219-1888

You must also deliver a copy to the following parties:

Michael P. Falzone (VSB No. 22324)  
Sheila deLa Cruz (VSB No. 65395)  
Hirschler Fleischer, P.C.  
P.O. Box 500  
Richmond, Virginia 23218-0500

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Michael P. Falzone (VSB No. 22324)  
Sheila deLa Cruz (VSB No. 65395)  
Hirschler Fleischer, PC  
Post Office Box 500  
Richmond, VA 23218-0500  
(804) 771-9560  
(804) 644-0957 (fax)

*Counsel for M & M Berman Enterprises*

2. Attend the hearing scheduled for **July 6, 2009 at 2:00 p.m.** before The Honorable Kevin R. Huennekens, in Courtroom 5000, United States Bankruptcy Court, 701 E. Broad Street, Richmond, Virginia 23219.

**NOTICE**

In accordance with Local Bankruptcy Rule 9013-1, unless a written response to the Motion is filed with the Clerk of Court and served on the Movant within two business days before the scheduled hearing date, the Court may deem any opposition waived, treat the Motion as conceded, and issue an order granting the requested relief without further notice or hearing.

Dated: June 24, 2009

M & M BERMAN ENTERPRISES

By: /s/ Michael P. Falzone  
Counsel

Michael P. Falzone (VSB No. 22324)  
Sheila deLa Cruz (VSB No. 65395)  
Hirschler Fleischer, PC  
The Edgeworth Building  
2100 East Cary Street  
Post Office Box 500  
Richmond, VA 23218-0500  
(804) 771-9500  
(804) 644-0957 (fax)

*Counsel for M & M Berman Enterprises*

**CERTIFICATE OF SERVICE**

I hereby certify that on the 24th day of June, 2009, I caused a copy of the foregoing to be served by electronic means on the "2002" and "Core" lists and through the ECF system.

/s/ Michael P. Falzone  
Michael P. Falzone